

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

TQ DELTA, LLC,

Plaintiff,

v.

2WIRE, INC.,

Defendant.

Civil Action No. 13-1835-RGA

ORDER

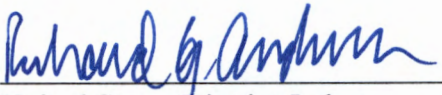
Currently pending before the Court are Defendant's Motion for Leave to Serve Supplemental Expert Reports of Dr. Walker (D.I. 741) and Plaintiff's Cross-Motion to Strike Untimely Supplemental Reports of Dr. Walker and Dr. Walker's Untimely Expert Declaration. (D.I. 847). I have reviewed the parties' briefing. (D.I. 742, 848, 917, 994).

To aid the parties in trial preparation, I have decided to issue this order in advance of my opinion explaining the rationale. I will provide a memorandum opinion explaining this ruling at a later date.

IT IS HEREBY ORDERED that Defendant's Motion for Leave to Serve (D.I. 741) is GRANTED and Plaintiff's Cross-Motion (D.I. 847) is DENIED. Defendant shall make Dr. Walker promptly available for a one-day deposition¹ on the newly disclosed opinions. Plaintiff may also serve supplemental reply reports from Dr. Almeroth responding to Dr. Walker.

¹ Based upon Defendant's representation that Plaintiff initially requested two days to depose Dr. Walker and only used one of them. (D.I. 917 at 9). Plaintiff did not dispute this representation

IT IS SO ORDERED this 2 of April, 2019.


United States District Judge